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In re Application of :
Thomas V. Taylor, et al :
Application No. 10/709,828 : ON PETITION
Filed: June 1, 2004 :
Attorney Docket No. TAY-16 :

This is a decision on the petition, filed August 1, 2008, to revive the above-identified application under the provisions of 37 CFR 1.137(b).

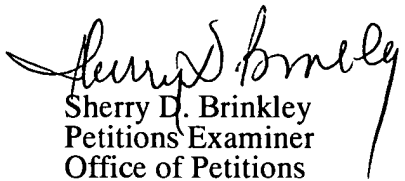
The petition is **GRANTED**.

The application became abandoned for failure to reply in a timely manner to the Office action under Ex parte Quayle, 1935 Dec. Comm'r Pat. 11 (1935), mailed January 9, 2008, which set a shortened statutory period for reply of two (2) months. No extension of time under the provisions of 37 CFR 1.136(a) was obtained. Accordingly, the application became abandoned on March 10, 2008. On August 1, 2008, the present petition was filed. A Notice of Abandonment was subsequently mailed on September 24, 2008.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of a declaration under 37 CFR 1.63; (2) the petition fee of \$770; and (3) an adequate statement of unintentional delay.

The application is being referred to Technology Center AU-3773 for consideration of the response filed August 1, 2008.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3204. Inquiries relating to further prosecution should be directed to the Technology Center.


Sherry D. Brinkley
Petitions Examiner
Office of Petitions